

SENATE BILL No. 526

DIGEST OF INTRODUCED BILL

Citations Affected: IC 20-31-9.

Synopsis: School performance consequences. Provides that certain consequences apply to schools in either of the two lowest categories or designations of school improvement. (Current law provides that the consequences apply to schools within the lowest category or designation.) Shortens the period before the consequences apply.

Effective: July 1, 2009.

Lubbers, Kruse

January 15, 2009, read first time and referred to Committee on Education and Career Development.

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Introduced

First Regular Session 116th General Assembly (2009)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2008 Regular Session of the General Assembly.

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SENATE BILL No. 526

A BILL FOR AN ACT to amend the Indiana Code concerning education.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 20-31-9-2, AS ADDED BY P.L.1-2005, SECTION
2 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,
3 2009]: Sec. 2. (a) This section applies the first year that a school is
4 placed in **either of the two (2) lowest ~~category~~ categories** or
5 **~~designation~~ designations** of school improvement.
6 (b) The state board shall place the school and the school corporation
7 on notice that the school is in **either of the two (2) lowest ~~category~~**
8 **~~categories~~ or ~~designation~~ designations** of school improvement. Upon
9 receiving the notice, the governing body shall:
10 (1) issue a public notice of the school's lack of improvement; and
11 (2) hold a public hearing in which public testimony is received
12 concerning the lack of improvement.
13 (c) The committee shall revise the school's plan. A revision under
14 this subsection may include any of the following:
15 (1) Shifting resources.
16 (2) Changing personnel.
17 (3) Requesting the state board to appoint an outside team to



manage the school or assist in the development of a new plan.

(d) If the governing body approves a request for the state board to appoint an outside team under subsection (c)(3), the school is considered to be placed under section 3 of this chapter.

SECTION 2. IC 20-31-9-3, AS ADDED BY P.L.1-2005, SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 3. (a) This section applies if:

(1) in the ~~third~~ **first** year after initial placement in the lowest category or designation a school still remains in the lowest category or designation; **or**

(2) in the third year after initial placement in either of the two (2) lowest categories or designations a school still remains in either of the two (2) lowest categories or designations.

(b) The state board shall establish and assign an expert team to the school. The expert team:

(1) must include representatives from the community or region that the school serves; and

(2) may include:

(A) school superintendents, members of governing bodies, and teachers from school corporations that are in high categories or designations; and

(B) special consultants or advisers.

(c) The expert team shall:

(1) assist the school in revising the school's plan; and

(2) recommend changes in the school that will promote improvement, including the reallocation of resources or requests for technical assistance.

SECTION 3. IC 20-31-9-4, AS ADDED BY P.L.1-2005, SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 4. (a) This section applies if:

(1) in the ~~fifth~~ **second** year after initial placement in the lowest category or designation a school still remains in the lowest category or designation; **or**

(2) in the fifth year after initial placement in either of the two (2) lowest categories or designations a school still remains in either of the two (2) lowest categories or designations.

(b) The state board shall do the following:

(1) Hold at least one (1) public hearing in the school corporation where the school is located to consider and hear testimony concerning the following options for school improvement:

(A) Merging the school with a nearby school that is in a higher category.

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- 1 (B) Assigning a special management team to operate all or
2 part of the school.
3 (C) The department's recommendations for improving the
4 school.
5 (D) Other options for school improvement expressed at the
6 public hearing, including closing the school.
7 (E) Revising the school's plan in any of the following areas:
8 (i) Changes in school procedures or operations.
9 (ii) Professional development.
10 (iii) Intervention for individual teachers or administrators.
11 (2) If the state board determines that intervention will improve the
12 school, implement at least one (1) of the options listed in
13 subdivision (1).

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